

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK-----X
UNITED STATES OF AMERICA

-v-

CHARUDET SMITH,

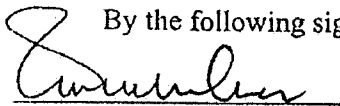
STIPULATION IN SUPPORT
OF APPLICATION FOR
7TH OR SUBSEQUENT
ORDER OF CONTINUANCE AND
7TH ORDER OF CONTINUANCE

Defendant.


24 Mag. 00551
-----X

The United States of America and the defendant jointly request and agree that the time period from 8/21/2024 to 9/18/2024 be excluded from the computation of the period within which an information or indictment must be filed, pursuant to Title 18, United States Code, Section 3161(b) and (h)(7). The parties submit that there is good cause for an additional exclusion of time. The defendant is charged with violating Title 18, United States Code, Sections 2251(a) (sexual exploitation of a child). This charge carries a mandatory minimum of 15 years' imprisonment. The parties have been exploring a possible disposition of this case prior to trial, and defense counsel is in the process of preparing a submission concerning a potential disposition. Defense counsel retained an expert to examine the defendant. The expert provided a report to defense counsel in mid-August and counsel provided the report to the Government on August 14, 2024. The Government needs time to review the report, and the parties need time to discuss potential next steps prior to defense counsel making a formal submission to the U.S. Attorney's Office.

By the following signatures we agree and consent to the exclusion of time noted above:



Defendant's Counsel
Isabelle Kirschner, Esq.

8-14-24
Date


Assistant U.S. Attorney
Marcia S. Cohen

8/14/2024
Date

The defendant states that he has been fully advised by counsel of his rights guaranteed under (a) of the Sixth Amendment to the Constitution; (b) the Speedy Trial Act of 1974, as set forth in Title 18, United States Code, Sections 3161-74; and (c) the plans and rules of this Court adopted pursuant to that Act. The defendant understands that he/she has a right to be charged by indictment or information, and to have a trial before a judge or jury, within a specified time (excluding certain time periods) under the Constitution and Rules and Laws of the United States identified above. The defendant consents and agrees to the above request. **Defense counsel has discussed this stipulation with the defendant and has the defendant's authorization to sign on his behalf.**


Defendant
CHARUDET SMITH


8-21-24
Date

The joint application of the United States of America and the defendant having been heard at a proceeding on the date below, the time period from 8/21/2024 to 9/18/2024 is hereby excluded in computing the time within which an indictment or information must be filed. The

Court grants this continuance on the finding that the ends of justice outweigh the interests of the public and the defendant in a speedy trial, for the reasons set forth above. The Court further orders: N/A.

Dated: 8/21/24
White Plains, New York

SO ORDERED


Hon. Andrew E. Krause
United States Magistrate Judge